Application Serial No.: 09/896,508 Attorney Docket No.: Reveo-0120

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Zhan He

SERIAL NO.: 09/896,508

FILING DATE: June 29, 2001

TITLE: System and Method for Wavelength Modulated Free Space Optical Communications

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Group Art Unit

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Examiner

Chau M. Nguyen

The Space Optical Communications

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. § 1.191)

Applicant hereby appeals to the Board from the decision of the Examiner, mailed May 4, 2005, finally rejecting claims 1-42.

Applicant is a small entity.

The Fees due for filing a Notice Of Appeal, pursuant to 37 C.F.R. § 41.20 (b) (1), the fee for filing the Notice of Appeal is \$250.00 for a small entity.

The Total Fees of \$250.00 are to be paid as follows:

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The Commissioner is hereby authorized to charge the above fees, or credit any overpayments, to Deposit Account No. 501648.

Respectfully submitted

Ralph J. Crispino

Registration No. 46,144

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simile number 703-872-9306 or

Date: August 4, 2005 REVEO, INC. Customer No. 26665 3 Westchester Plaza Elmsford, New York 10523 Telephone (914) 345-9555 Facsimile: (914) 345-9558

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August 4, 2005 Raigh J. Crispino

(Name of Person Transmilling Pager)

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